

United States Court of Appeals

Eleventh Circuit
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

Thomas K. Kahn
Clerk

October 31, 2005

NOTICE TO ALL COUNSEL OR RECORD:

Nos. 01-17176 - United States v. Ruben Campa, et al. (consolidated with 03-11087, United States v. Gerardo Hernandez, et al.)

Dear Counsel:

Enclosed is an order entered by the court directing that these cases be reheard en banc. Under Eleventh Circuit Rule 35, the effect of granting rehearing en banc is to vacate the previous opinion and judgment of this court and to stay the mandate.

You will be notified by subsequent correspondence of the schedule for filing en banc briefs, the issue(s) which the court wishes the parties to focus on in their briefs, and the page limitations on them. We will communicate with you at a later time regarding report time and time limitations on oral argument should the cases be designated for oral argument.

Sincerely,

THOMAS K. KAHN, Clerk

By _____
Matt Davidson
Calendar Clerk

Joaquin Mendez, Jr.
Philip R. Horowitz
Paul A. McKenna
William M. Norris
Leonard I. Weinglass
Jack R. Blumenfeld
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Anne R. Schultz
David M. Buckner
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Carl P. Erlinder

**IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

No. 01-17176

(D.C. Docket No. 98-00721-CR)

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

RUBEN CAMPA, a.k.a. John Doe 3, a.k.a. Vicky, a.k.a. Camilo,
a.k.a. Oscar, RENE GONZALEZ, a.k.a. Iselin, a.k.a. Castor,
GERARDO HERNANDEZ, a.k.a. Giro, a.k.a. Manuel Viramontez,
a.k.a. John Doe 1, a.k.a. Manuel Viramontes, LUIS MEDINA,
a.k.a. Oso, a.k.a. Johnny, a.k.a. Allan, a.k.a. John Doe 2,
ANTONIO GUERRERO, a.k.a. Rolando Gonzalez-Diaz,
a.k.a. Lorient,

Defendants-Appellants.

No. 03-11087

(D.C. Docket No. 98-00721-CR)

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

GERARDO HERNANDEZ, a.k.a. Giro, a.k.a. Manuel Viramontez,
a.k.a. John Doe 1, a.k.a. Manuel Viramontes, LUIS MEDINA,
a.k.a. Oso, a.k.a. Johnny, a.k.a. Allan, a.k.a. John Doe 2,
RENE GONZALEZ, a.k.a. Iselin, a.k.a. Castor,
ANTONIO GUERRERO, a.k.a. Rolando Gonzalez-Diaz, a.k.a. Lorient,
RUBEN CAMPA, a.k.a. John Doe 3, a.k.a. Vicky, a.k.a. Camilo, a.k.a. Oscar,

Defendants-Appellants.

On Appeal from the United States District Court for the
Southern District of Florida

(Opinion August 9, 2005, 419 F.3d 1219, 11th Cir. 2005)

(October 31, 2005)

Before EDMONDSON, Chief Judge, TJOFLAT, ANDERSON, BIRCH, DUBINA, BLACK, CARNES, BARKETT, HULL, MARCUS, WILSON and PRYOR, Circuit Judges*.

BY THE COURT:

A member of this Court in active service having requested a poll on the suggestion of rehearing en banc and a majority of the judges in this Court in active service having voted in favor of granting a rehearing en banc,

IT IS ORDERED that the above causes shall be reheard by this court en banc. The previous panel's opinion is hereby VACATED.

*Senior U. S. Circuit Judge Phyllis A. Kravitch may elect to participate in further proceedings in these matters pursuant to 28 U.S.C. § 46(c).